

MINUTES OF THE LAFAYETTE COMMON COUNCIL
December 7, 2009
REGULAR MEETING

The Common Council of the City of Lafayette, Indiana met in regular session on Monday December 7, 2009 at 7:00 p.m. in the City Hall Council Chambers, 20 North 6th Street, Lafayette, Indiana.

President Steve Meyer called the meeting to order at 7:00 pm.

The Pledge of Allegiance was given to the flag of our Country.

The following members were present:

Present: Heide, Klinker, Campbell, Cornstuble, Brown, Novak, Weast-Williamson, Downing and Meyer.

The City Clerk stated that there was a quorum present.

City Clerk Cindy Murray and Deputy City Attorney Jacque Chosnek were present.

Councilman Campbell moved to approve the minutes from the November 2, 2009 regular council meeting and November 23, 2009 special meeting Councilwoman Williamson seconded. Councilman Cornstuble noted a scrivener's error regarding the Nov.23th Special meeting minutes omitting him from the attendance, minutes will be corrected as noted. The motion passed by unanimous voice vote noting the correction of the scrivener's error.

The Clerk stated that there were no Claims, Petitions or Communications.

The Clerk stated the following reports are available in the City Clerk's Office:

Clerk's Office Monthly-October and November
Fleet Maintenance Department Monthly-October
Police Department Monthly-October
Water Works Department Monthly-October
Water Pollution Control Department Monthly-October

There are no Ordinances for Second Reading:

Ordinances for First Reading:

The Clerk read Ordinance 2009-26 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from R3 & I 3 to GB, Phillip Clark & Ruby Clark, Petitioners.) 1608/1610 Schuyler Ave and 1534 Colfax Street, by title only on first and final reading. Councilman Cornstuble moved for passage, Councilwoman Weast-Williamson seconded. Joe Bumbleburg, Attorney for the petitioner spoke regarding the planned use of the area. President Meyer stated he would not participate in decisions regarding this

ordinance due to conflict. Ordinance 2009-26 passed 8-0 on a roll call vote on first and final reading.

The Clerk read Ordinance 2009-27 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, UZO Amendment # 63-Changes to the Flood Plain Zone) by title only on first and final reading. Councilman Campbell moved for passage, Councilman Klinker seconded. Councilman Cornstuble explained this allows for a two year grace period for homeowners to rebuild in the flood plain with home elevation of two (2) feet required, after the two years, they may not rebuild. Councilman Campbell questioned if the homeowners would be able to obtain federal loans if they did the modification. No one present at the meeting was able to answer that question. Ordinance 2009-27 passed 7-0-1 on a roll call vote as follows on first and final reading.

Ayes: Heide, Klinker, Cornstuble, Brown, Novak, Weast-Williamson and Downing

Nays: none

Abstained: Campbell

Due to Ordinance 2009-28 being filed after the council deadline, President Meyer requested the pleasure of the council to suspend the rules and hear Ordinance 2009-28 (An Ordinance Amending Ordinance 2009-20, Section 8.08.830-Storm Service Charge for Non-Residential Property, to Correct a Scriveners Error.) Councilman Campbell moved to suspend the rules to hear Ordinance 2009-28 and Councilman Brown seconded. The motion passed by unanimous voice vote.

The Clerk read Ordinance 2009-28 (An Ordinance Amending Ordinance 2009-20, Section 8.08.830-Stormwater Service Charge for Non-Residential Property, to Correct a Scriveners Error.) by title only on first reading. Councilman Campbell moved for passage, Councilman Cornstuble seconded. Jenny Miller, City Engineer stated the Ordinance 2009-20 did not reflect the rate change for ERUs from five to four dollars for non residential property and this change was to correct that omission. Ordinance 2009-28 passed 8-0 on a roll call vote on first reading. Councilman Campbell moved to suspend the rules to hear Ordinance 2009-28 on second and final reading. Councilwoman Weast-Williamson seconded. The motion passed by unanimous voice vote. Councilman Campbell moved for passage, Councilman Brown seconded. Ordinance 2009-28 passed 8-0 on a roll call vote on second and final reading.

Resolutions:

The Clerk read Resolution 2009-16 (A Resolution Approving the Detail of the 2010 Water and Wastewater Department Budgets) by title only on first and final reading. Councilman Brown moved for passage, Councilman Downing seconded. Mike Jones, City Controller spoke regarding the Budget changes. Resolution 2009-16 passed 8-0 on a roll call vote on first and final reading.

The Clerk read Resolution 2009-17 (A Resolution Approving Amendment No.2 to the Agreement Between the City of Lafayette, Indiana and Local No. 472, Lafayette Fire Fighters Association, International Association of Fire Fighters, AFL-CIO) by title only on first and final reading. Councilwoman Weast-Williamson moved for passage, Councilwoman Novak seconded.

Jim Morrow, Fire Chief spoke regarding the change, stating there is no fiscal impact with the change Resolution 2009-17 passed 8-0 on a roll call vote on first and final reading.

The Clerk read Resolution 2009-18 (A Resolution Supporting the Application for Tippecanoe Cultural District Designation) by title only on first and final reading. Councilwoman Novak moved for passage, Councilwoman Weast-Williamson seconded. Dennis Carson, Redevelopment Director spoke regarding the application. Resolution 2009-18 passed 8-0 on a roll call vote on first and final reading.

Reports of Standing Committees: None

Reports of Special Committees: None

Report by the Mayor: None

Miscellaneous and New Business: Councilwoman Weast-Williamson moved to appoint John Thieme Jr. and Don Teder to the Redevelopment Commission for one year terms and Lee Kuipers to the GLPTC Board of Directors for a four year term. Councilman Downing seconded. The motion passed by unanimous voice vote.

President Meyer congratulated the Central Catholic boys' football team and the West Lafayette boys' football team on their recent state championships and requested the City Clerk send a letter of congratulations to both schools on behalf of the Council.

Public Comment:

Perry Barbee, Lafayette wished everyone a Merry Christmas.

Pearl Speakman, 923 S. 22nd St, spoke regarding the Stormwater Service Fee.

President Meyer wished everyone a Happy Holiday Season and Merry Christmas.

Councilman Campbell moved to adjourn Councilman Klinker seconded. Meeting adjourned at 7:30 pm

Minutes prepared by Cindy Murray, City Clerk

Complete audio of meeting available in the City Clerks office or at www.lafayette.in.gov